
State Water Resources Control Board

JAN 04 2019

[via U.S. Mail and email]

Celso D. Ortiz, Senior Deputy City Attorney
Oakland City Attorney's Office
City Hall, 6th Floor
One Frank H. Ogawa Plaza
Oakland, CA 94612
cortiz@oaklandcityattorney.org

Dear Mr. Ortiz:

PETITION OF CITY OF OAKLAND FOR REVIEW OF WASTE DISCHARGE REQUIREMENTS
ORDER NO. R2-2014-0049, NPDES NO. CA0038512, FOR THE CITY OF OAKLAND
SANITARY SEWER COLLECTION SYSTEM, ALAMEDA COUNTY, SAN FRANCISCO BAY
REGIONAL WATER QUALITY CONTROL BOARD: APPROVAL OF REQUEST TO
CONTINUE TO BE HELD IN ABEYANCE
SWRCB/OCC FILE A-2344

Pursuant to your request, the State Water Resources Control Board (State Water Board) will continue to hold this petition in abeyance until December 12, 2020. Please pay careful attention to this date, because the State Water Board is not responsible for reminding petitioners that their abeyance periods are about to expire. If the State Water Board does not receive prior to 5:00 p.m. on the last business day before December 12, 2020 either (1) a written request to further extend the abeyance period, or (2) a written request to remove the petition from abeyance and activate the petition, then this petition will be deemed withdrawn as of December 12, 2020. If the petition is deemed withdrawn, you will not be able to seek judicial review of the regional water quality control board's action or inaction. Requests to extend abeyance periods or to remove petitions from abeyance should be sent to waterqualitypetitions@waterboards.ca.gov or to the mailing address below. A copy of the request must be sent to the other parties to the petition, including the regional water quality control board.

If you decide that you would like to remove this petition from abeyance and activate it at some time in the future, it is important that you carefully consult the State Water Board's regulations. (See Cal. Code Regs., tit. 23, § 2050.5.) If you request that this petition be removed from abeyance and activated, the petition will be dismissed on the 91st day following the State Water Board's receipt of your written request to remove the petition from abeyance unless:

- (1) the State Water Board has notified you, the regional water quality control board and interested persons that the regional water quality control board and interested persons have 30 days to respond to the petition;

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | www.waterboards.ca.gov

JAN 04 2019

- (2) the State Water Board has received a written request from you to place this petition back in abeyance; or
- (3) the State Water Board has notified you prior to 91st day that the petition is dismissed.

If none of these events occurs prior to 5:00 p.m. on the last business day before the 91st day after the State Water Board receives your written request to remove the petition from abeyance, this petition will be automatically dismissed without further action by the State Water Board. Dismissal of a petition, whether done by operation of law or by a letter issued by the State Water Board, is a final agency action for purposes of seeking judicial review of the regional water quality control board's action or inaction.

If you have any questions regarding this letter, please contact me at (916) 341-5178.

***IN ALL FUTURE CORRESPONDENCE, PLEASE REFER TO
SWRCB/OCC FILE A-2344***

Sincerely,



Philip G. Wyels
Assistant Chief Counsel

cc: See next page

cc: **[via U.S. Mail only]**

Brooke Levin, Interim Director
Public Works
City of Oakland
250 Frank H. Ogawa Plaza
Oakland, CA 94612

[via U.S. Mail & email]

Marilee J. Allan, Esq.
James J. Dragna, Esq.
Morgan, Lewis & Bockius LLP
Three Embarcadero Center
San Francisco, CA 94111
marilee.allan@morganlewis.com
jim.dragna@morganlewis.com

Bruce Wolfe [via email only]

Executive Officer
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
bruce.wolfe@waterboards.ca.gov

Lisa McCann [via email only]

Assistant Executive Officer
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
Lisa.McCann@waterboards.ca.gov

Thomas Mumley [via email only]

Assistant Executive Officer
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
thomas.mumley@waterboards.ca.gov

Emel Wadhwani, Esq. [via email only]

Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
emel.wadhwani@waterboards.ca.gov

Jennifer L. Fordyce, Esq. [via email only]

Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Jennifer.Fordyce@waterboards.ca.gov

Tamarin Austin, Esq. [via email only]

Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
tamarin.austin@waterboards.ca.gov

Marnie Ajello, Esq. [via email only]

Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Marnie.Ajello@waterboards.ca.gov

Philip Wyels, Esq. [via email only]

Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Philip.Wyels@waterboards.ca.gov

David W. Smith, Chief [via email only]

Permits Office
U.S. EPA, Region 9
75 Hawthorne Street
San Francisco, CA 94105
smith.davidw@epa.gov